



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brad Duesler

Title: METHOD AND APPARATUS FOR
BEVERAGE MERCHANDISING

Appl. No.: 10/679,705

Filing Date: October 3, 2003

Examiner:

Art Unit: 3754

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below. <u>Rick L. Abegglen</u> (Printed Name) (Signature) <u>April 30, 2004</u> (Date of Deposit)

AMENDMENT TRANSMITTAL

Mail Stop AMENDMENT
 Commissioner for Patents
 PO Box 1450
 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	20	-	20	=	0	x	\$18.00	=	\$0.00
Independent Claims:	3	-	3	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims:		+					\$290.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date April 30, 2004

By



FOLEY & LARDNER LLP
Customer Number: 23524
Telephone: (608) 258-4268
Facsimile: (608) 258-4258

Rick L. Abegglen
Attorney for Applicant
Registration No. 47,371



Atty. Dkt. No. 054446-0105

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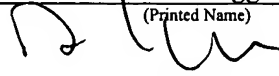
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PRELIMINARY AMENDMENT UNDER 37 CFR 1.115

Mail Stop AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

With respect to the above-referenced application, applicant respectfully requests entry of the following preliminary amendment:

Amendments to the Specification begin on page 2 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks/Arguments begin on page 6 of this document.

Please amend the application as follows: